

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Attorney Docket No.: MBHB 98,666

In re Applicant of:

John G. Fijolek

Serial No.: 09/217,347

Filed: 12/21/1998

For: Method and System For Dynamic Service)
Registration In A Data-Over-Cable System)

Group Art Unit: 2611

Examiner: Andrew Y. Koenig

Mail Stop Issue Fee
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

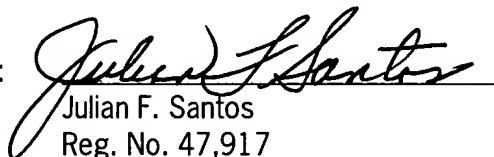
TRANSMITTAL LETTER

Sir:

In regard to the above identified application:

1. We are transmitting herewith the attached:
 - a. Issue Fee Transmittal PTOL 85B (in duplicate)
 - b. Comments on Statements of Reasons for Allowance;
 - c. Check in the amount of \$1,400; and
 - d. Return Receipt Postcard.
2. With respect to additional fees:
 - a. Attached is a check in the amount of \$1,400.00 for the Issue Fee.
3. Please charge any additional fees or credit overpayment to our Deposit Account No. 13-2490. A duplicate copy of this sheet is enclosed.
4. CERTIFICATE OF MAILING UNDER 37 CFR § 1.10: The undersigned hereby certifies that this Transmittal Letter and the papers, as described in paragraph 1 hereinabove, are being deposited with the United States Postal Service with sufficient postage as "Express Mail Post Office to Addressee," addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on September 15, 2005 under Express Mail Certificate No. EV596645851US.

By :



Julian F. Santos
Reg. No. 47,917





PATENT

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COMMENTS ON STATEMENTS OF REASONS FOR ALLOWANCE

Responsive to the Notice of Allowance mailed July 15, 2005, the Applicants express appreciation for the allowance of the present application. The Applicants note the Office's Statement of Reasons for Allowance of claims 31, 33, 34, 36-43, 45-55, and 57-64 (now renumbered as 1-30) as set forth in the Notice of Allowance, but further comment that the art of record, alone and in combination, fails to show, teach or suggest the entirety of each combination of steps and/or structure recited by each of the allowed claims of the present invention.

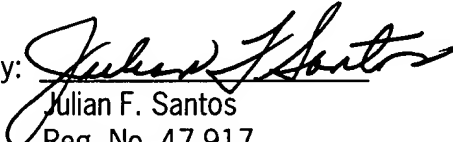
The Applicants respectfully submit that the Office's Statement of Reasons for Allowance are only warranted in instances in which the record of the prosecution as a whole does not make clear his or her reasons for allowing a claim or claims. In light of the original disclosure, previous Office Actions, responses to the Office Actions and appeal brief, however, the Applicants believe that the record as a whole does make the reasons for allowance clear. Moreover, the Applicants believe that

the Statements of Reasons for Allowance in this case are improper because it merely reiterates the selected portions of the prosecution record.

Although the Office expressly recited some of the elements of the claims 31, 33, 34, 36-43, 45-55, and 57-64, the Applicants understand that the Office has thoroughly analyzed and examined all of the allowed claims in view of the prior art of record and has concluded that all of the allowed claims, in their entirety, recite patentable subject matter. Further, the Applicants do not necessarily agree with each statement in the Office's Statement of Reasons for Allowance. While the Applicants believe that the claims are allowable, the Applicants do not acquiesce that patentability resides in each feature, exactly as expressed in the claims, or that each feature is required for patentability.

Respectfully submitted,

Date: September 15, 2005

By: 
Julian F. Santos
Reg. No. 47,917